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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CIVIL JURISDICTION

WRIT PETITION NO.7590 OF 2003

Kum.Chaitali Dnyaneshwar Ramnath ... Petitioner

V/s.

State of Maharashtra & Ors. ... Respondents

None for Petitioner
Mr.P.P. Kakade, AGP, for Respondents

CORAM: **V.G. PALSHIKAR, Ag.C.J &**
SMT.NISHITA MHATRE, J.

DATED: **FEBRUARY 22, 2006**

P.C.:

. Non for the Petitioner. Shri Kakade, appears for the State. By this Petition, the Petitioner has challenged the order dated 30.6.2003 passed by Respondent No.2 Caste Scrutiny Committee invalidating the caste of the Petitioner.

2. With the assistance of Shri Kakade, the learned Counsel for the State, we have scrutinized the record and we have analysed the impugned order. The order is passed on material evidence and has considered all angles in the matter of grant or validation of the certificate. The jurisdiction of this Court under Article 226 is very limited and interference with the orders of the Tribunal is possible only if the orders

are perverse or without jurisdiction or are passed on no evidence. None of these infirmities are seen from the impugned order. We therefore, see no reason to interfere with this order. It is hereby confirmed.

3. However, the Petitioner has acquired admission to the course of M.B.B.S. on the basis of this caste certificate. By now, she must have completed the education and acquired the degree for which undoubtedly she has studied. In our opinion, no fruitful purpose will be served by permitting the respondents or anyone else to take away the fruits of her studies culminating in grant of the degree. We, therefore, direct that the degree so acquired should not be touched only on the ground that the caste certificate on the basis of which the admission was secured is held invalid.

4. Petition is disposed off accordingly.